

Federal websites, and in new legislation. Subsequently, a point of order that the amendment was not germane to the provisions of the Budget Resolution was sustained, and the amendment thus fell.

**Pages S5409, S5423–25**

A motion was entered to close further debate on Dodd/Shelby Amendment No. 1058 and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Friday, May 15, 2009.

**Page S5426**

A motion was entered to close further debate on the bill and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Friday, May 15, 2009.

**Page S5426**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:30 a.m., on Thursday, May 14, 2009, and that all first-degree amendments be filed at the desk by 1 p.m., on Thursday, May 14, 2009.

**Page S5457**

**Hayes Nomination:** Senate resumed consideration of the nomination of David J. Hayes, of Virginia, to be Deputy Secretary of the Interior.

**Pages S5399–S5409**

During consideration of this measure today, Senate also took the following action:

By 57 yeas to 39 nays (Vote No. 189), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on the nomination.

**Page S5407**

Subsequently, Senator Reid entered a motion to reconsider the vote by which cloture was not invoked on the nomination of David J. Hayes, of Virginia, to be Deputy Secretary of the Interior.

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**Messages from the House:**

**Pages S5432–33**

**Measures Referred:**

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**Executive Communications:**

**Pages S5433–35**

**Executive Reports of Committees:**

**Page S5435**

**Additional Cosponsors:**

**Pages S5435–37**

**Statements on Introduced Bills/Resolutions:**

**Pages S5437–43**

**Additional Statements:**

**Pages S5431–32**

**Amendments Submitted:**

**Pages S5443–48**

**Notices of Hearings/Meetings:**

**Page S5448**

**Authorities for Committees to Meet:**

**Pages S5448–49**

**Privileges of the Floor:**

**Page S5449**

**Record Votes:** Four record votes were taken today. (Total—192)

**Pages S5407, S5423, S5424**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 6:19 p.m., until 9:30 a.m. on Thursday, May 14, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5457.)

## Committee Meetings

(Committees not listed did not meet)

### DEPARTMENT OF LABOR BUDGET

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies concluded a hearing to examine the President's proposed budget request for fiscal year 2010 for the Department of Labor, after receiving testimony from Hilda L. Solis, Secretary of Labor.

### ENVIRONMENTAL PROTECTION AGENCY BUDGET

*Committee on Appropriations:* Subcommittee on Interior, Environment, and Related Agencies concluded a hearing to examine the President's proposed budget request for fiscal year 2010 for the Environmental Protection Agency, after receiving testimony from Lisa P. Jackson, Administrator, Environmental Protection Agency.

### DEPARTMENT OF HOMELAND SECURITY BUDGET

*Committee on Appropriations:* Subcommittee on Homeland Security concluded a hearing to examine the President's proposed budget request for fiscal year 2010 for the Department of Homeland Security, after receiving testimony from Janet Napolitano, Secretary of Homeland Security.

### MANUFACTURING AND THE CREDIT CRISIS

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Economic Policy concluded a hearing to examine manufacturing and the credit crisis, after receiving testimony from Holly Hart, Steelworkers Union, and David Marchick, The Carlyle Group, both of Washington, D.C.; Eugene R. Haffely, Jr., Assembly and Test Worldwide, Inc., Dayton, Ohio, on behalf of the Association for Manufacturing Technology; Lieutenant General Lawrence P. Farrell, Jr., USAF (Ret.), National Defense Industrial Association, Alexandria, Virginia; and William E. Gaskin, Precision Metalforming Association, Independence, Ohio, on behalf of the National Tooling and Machining Association.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine the

nominations of Peter M. Rogoff, of Virginia, to be Federal Transit Administrator, Department of Transportation, who was introduced by Senator Murray, Francisco J. Sanchez, of Florida, to be Under Secretary of Commerce for International Trade, who was introduced by Senators Nelson (FL) and Martinez, Raphael William Bostic, of California, to be Assistant Secretary for Policy Development and Research, who was introduced by Representative Schiff, Sandra Brooks Henriquez, of Massachusetts, to be Assistant Secretary for Public and Indian Housing, who was introduced by Representative Frank, and Mercedes Marquez, of California, to be Assistant Secretary for Community Planning and Development, all of the Department of Housing and Urban Development, and Michael S. Barr, of Michigan, to be Assistant Secretary of the Treasury for Financial Institutions, after the nominees testified and answered questions in their own behalf.

#### TOURISM IN TROUBLED TIMES

*Committee on Commerce, Science, and Transportation:* Subcommittee on Competitiveness, Innovation, and Export Promotion concluded a hearing to examine tourism in troubled times, focusing on the state of the U.S. travel and tourism industry, after receiving testimony from Senator Reid; Mary Saunders, Acting Assistant Secretary for Manufacturing and Services, International Trade Administration, Department of Commerce; Chad Prosser, South Carolina Department of Parks, Recreation, and Tourism, Columbia; Jay Rasulo, Walt Disney Parks and Resorts, Burbank, California; Jay S. Witzel, Carlson Hotels Worldwide, Minnetonka, Minnesota; Sam Gilliland, Sabre Holdings Corporation, South Lake, Texas; Rossi Ralenkotter, Las Vegas Convention and Visitors Authority, Las Vegas, Nevada; and Judy Zehnder, Bavarian Inn Lodge, Frankenmuth, Michigan.

#### FEDERAL AVIATION ADMINISTRATION REAUTHORIZATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation Operations, Safety, and Security concluded a hearing to examine reauthorization of the Federal Aviation Administration (FAA), focusing on perspectives of aviation stakeholders, after receiving testimony from Charles M. Barclay, American Association of Airport Executives, Alexandria, Virginia; Marion C. Blakey, Aerospace Industries Association, Arlington, Virginia; James C. May, Air Transport Association of America, Inc., Ed Bolen, National Business Aviation Association, Patrick Forrey, National Air Traffic Controllers Association, John Prater, Air Line Pilots Association International, Ken Hall, International Brotherhood of Teamsters, Tom Brantley, Professional Aviation Safe-

ty Specialists, and William McGlashen, Association of Flight Attendants-CWA, AFL-CIO, all of Washington, D.C.; and Robert Roach, Jr., International Association of Machinists and Aerospace Workers, Upper Marlboro, Maryland.

#### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the nominations of Daniel B. Poneman, of Virginia, to be Deputy Secretary, David B. Sandalow, of the District of Columbia, to be Assistant Secretary for International Affairs and Domestic Policy, both of the Department of Energy, and Rhea S. Suh, of California, to be Assistant Secretary for Policy, Management and Budget, and Michael L. Connor, of Maryland, to be Commissioner of Reclamation, both of the Department of the Interior.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Philip J. Crowley, of Virginia, to be Assistant Secretary for Public Affairs, who was introduced by Representative Moran, and Judith A. McHale, of Maryland, to be Under Secretary for Public Diplomacy, who was introduced by Representative Van Hollen, both of the Department of State, after the nominees testified and answered questions in their own behalf.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Daniel Benjamin, of the District of Columbia, to be Coordinator for Counterterrorism, with the rank and status of Ambassador at Large, and Bonnie D. Jenkins, of New York, for the rank of Ambassador during her tenure of service as Coordinator for Threat Reduction Programs, after the nominees testified and answered questions in their own behalf.

#### VIOLENCE AGAINST WOMEN IN CONFLICT ZONES

*Committee on Foreign Relations:* Subcommittee on African Affairs concluded a joint hearing with Subcommittee on International Operations and Organizations, Human Rights, Democracy and Global Women's Issues to examine confronting rape and other forms of violence against women in conflict zones, after receiving testimony from Melanne Verveer, Ambassador-at-Large for Global Women's Issues, Esther Brimmer, Assistant Secretary for International Organization Affairs, and Phillip Carter, Acting Assistant Secretary of the Bureau of African Affairs, all of the Department of State; Chouchou Namegabe, South Kivu Women's Media Association, Democratic Republic of Congo; Robert Warwick,

International Rescue Committee, Baltimore, Maryland; Niemat Ahmadi, Save Darfur Coalition, and John Prendergast, The Enough Project, both of Washington, D.C.; and Eve Ensler, New York, New York.

#### **D.C. OPPORTUNITY SCHOLARSHIP PROGRAM**

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the D.C. Opportunity Scholarship Program, focusing on preserving school choice for all, after receiving testimony from Anthony A. Williams, former Mayor of the District of Columbia, on behalf of DC Children First, Bruce B. Stewart, Sidwell Friends School, Latasha Bennett, Tiffany Dunston, and Ronald Holassie, all of Washington, D.C.; and Patrick J. Wolf, University of Arkansas College of Education and Health Professions, Fayetteville.

#### **NOMINATIONS**

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nominations of Florence Y. Pan, of the District of Columbia, who was introduced by Representative Gonzalez, and Marisa J. Demeo, of the District of Columbia, who was introduced by Senator Bingaman, both to be an Associate Judge of the Superior Court of the District of Columbia, and David Heyman, of the District of Columbia, to be Assistant Secretary of Homeland Security

#### **BUSINESS MEETING**

*Committee on Health, Education, Labor, and Pensions:* Committee ordered favorably reported the nomination of Margaret A. Hamburg, of the District of Columbia, to be Commissioner of Food and Drugs, Department of Health and Human Services.

#### **TORTURE**

*Committee on the Judiciary:* Subcommittee on Administrative Oversight and the Courts concluded a hear-

ing to examine torture and the Office of Legal Counsel in the Bush Administration, after receiving testimony from Philip Zelikow, University of Virginia, and Robert F. Turner, University of Virginia Law School Center for National Security Law, both of Charlottesville; Ali Soufan, Soufan Group, LLC, New York, New York; David Luban, Georgetown University Law Center, Hyattsville, Maryland; and Jeffrey F. Addicott, St. Mary's University School of Law Center for Terrorism Law, San Antonio, Texas.

#### **MILITARY AND OVERSEAS VOTERS**

*Committee on Rules and Administration:* Committee concluded a hearing to examine problems for military and overseas voters, focusing on why many soldiers and their families cannot vote, after receiving testimony from Gail H. McGinn, Acting Undersecretary of Defense for Personnel and Readiness; Donald Palmer, Director, Division of Elections, Florida Department of State, Tallahassee; Bob Carey, National Defense Committee, Alexandria, Virginia; Patricia M. Hollarn, Shalimar, Florida; Joseph L. DeCaro, Hurlburt Field, Florida; and Eric Eversole, Washington, D.C.

#### **SMALL BUSINESS FINANCING**

*Committee on Small Business and Entrepreneurship:* Committee concluded a hearing to examine small business financing, focusing on a progress report on Recovery Act implementation and alternative sources of financing, after receiving testimony from Karen G. Mills, Administrator, Small Business Administration; Susan Sobott, American Express OPEN, Washington, D.C.; Marianne Garvin, Community Development Corporation of Long Island, Centereach, New York; Bill Bynum, Enterprise Corporation of the Delta and Hope Community Credit Union, Jackson, Mississippi; and Stephen H. Watkins, Entrex Inc., Chicago, Illinois.

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## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 25 public bills, H.R. 2378–2402; and 6 resolutions, H. Con. Res. 125–126; and H.Res. 432–433, 435–436 were introduced.

**Pages H5580–81**

**Additional Cosponsors:**

**Pages H5581–82**

**Report Filed:** A report was filed today as follows:

H. Res. 434, providing for consideration of the bill (H.R. 2346) making supplemental appropriations for the fiscal year ending September 30, 2009 (H. Rept. 111–107).

**Page H5580**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Salazar to act as Speaker Pro Tempore for today.

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